

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, November 4, 1943

The City Council convened in Regular Session at the regular meeting place in the Council Chamber at the Municipal Building on Thursday, November 4, 1943, at 10:20 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; absent, Councilman Wolf.

There were present also: Walter E. Seaholm, Acting City Manager; J. E. Motheral, City Engineer; J. M. Patterson, Jr., Acting City Attorney; and R. D. Thorp, Chief of Police.

The Minutes of the Regular Meeting of October 28, 1943, were read, and upon motion of Councilman Alford, were adopted as read by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

Acting City Manager Seaholm submitted the following tabulation of bids received for the construction of the South First Street bridge:

"November 3, 1943

MEMORANDUM TO MR. SEAHOLM:

A tabulation has been completed of bids received this morning on the South First Street bridge and the totals are as follows:

1. Richard Schmidt -----	\$3002.00
2. Rex Kitchens -----	3040.10
3. Hansen & Galbraith -----	3498.00
4. Frank Rundell -----	3526.80
5. J. M. Odom -----	3751.00
6. M. E. Worrell -----	4058.00
7. J. F. Johnson -----	4079.00
8. J. R. Blackmore -----	4233.65

Although the low bid is \$302.00 above our estimate, we recognize that materials and labor costs have increased rapidly, and that the low bid is a very conservative figure.

I recommend that the contract be awarded to the low bidder, Richard Schmidt, in the amount of \$3002.00, provided he will agree to the insertion of a reasonable number of working days for completion of the job. (His bid contained no working day completion limit).

It will be noted also that we did not include the removal of the present bridge floor and I-Beams, which we intend to do with our own forces, nor did we include the filling, shaping, and paving to bring the roadway up to grade on the new part of the bridge. These two items involve a cost of approximately \$400.00. The appropriation should, therefore, be for \$3500.00, rather than \$3000.00, as bid by Schmidt.

J. E. Motheral
City Engineer "

It was moved by Councilman Gillis that the bid of Richard Schmidt, in the amount of \$3002.00, for the construction of the South First Street bridge, be accepted as the lowest and best bid, subject to satisfactory agreement between the City Engineer and the said Richard Schmidt as to the number of working days for completion of the work; and it was moved further by Councilman Gillis that if such satisfactory agreement is not reached, then the bid of Rex Kitchens, in the amount of \$3040.10, be accepted as the next lowest and best bid, and that sufficient funds be appropriated to cover the extra work to be done by the City's forces as recommended by the City Engineer. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

Councilman Gillis then offered the following resolutions:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the sum of \$3500.00 be and the same is hereby appropriated out of the General Fund, not otherwise appropriated, for the purpose of constructing a bridge at South First and James Streets over Bouldin Creek.

Upon motion of Councilman Gillis, the resolution was adopted by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

Acting City Manager Seaholm submitted a report from Dr. J. M. Coleman, Director Public Health and Welfare, to the effect that the B&B Cafe has complied with the sanitary regulations for food products establishments, and therefore that its food permit should not be revoked.

The matter of revocation of the food permit of Garner Drug Store was held in abeyance following report by the Acting City Manager that an effort is being made to comply with the sanitary regulations for food products establishments.

Councilman Bartholomew introduced the following resolution:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Walter E. Seaholm, the Acting City Manager, be, and he is hereby, authorized and directed to execute for and in behalf of the CITY OF AUSTIN, a special warranty deed to Frank Trezell, Jr., conveying all the right, title, and interest acquired by the City of Austin to Lots 1 to 6, inclusive, Block "O", J. E. Bouldin Subdivision in the City of Austin, Travis County, Texas, by Cause No. 20933 and Order of Sale and Sale to the City of Austin under said judgment by deed dated March 16, 1905, recorded in Volume 563, page 376, Deed Records of Travis County, Texas, for such consideration as the said Walter E. Seaholm may deem adequate and sufficient.

Upon motion of Councilman Bartholomew, the foregoing resolution was adopted by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

Councilman Alford introduced the following resolution:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Walter E. Seaholm, the Acting City Manager, be, and he is hereby, authorized and directed to execute for and in behalf of the CITY OF AUSTIN, a special warranty deed to Sam Asar, conveying all the right, title, and interest acquired by the City of Austin to Lots Nos. 5 and 6, Block 7, Outlet 6, Division "B" to the City of Austin, Travis County, Texas, by Cause No. 41441 and order of sale and sale to the City of Austin under judgment by deed dated November 5, 1926, recorded in Book 404, pages 129-130, Deed Records of Travis County, Texas, for such consideration as said Walter E. Seaholm may deem adequate and sufficient.

Upon motion of Councilman Alford, the foregoing resolution was adopted by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

Councilman Alford introduced the following resolution:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Walter E. Seaholm, Acting City Manager, be, and he is hereby, authorized and directed to execute for and in behalf of the CITY OF AUSTIN a special warranty deed to Homer Shaw, conveying all the right, title, and interest acquired by the City of Austin to Lots 11 and 12, Block 5, Outlots 32 and 33, Division "B", Glenwood Addition, Austin, Travis County, Texas, by judgment in Cause

No. 44606, and Order of Sale and Sale to the City of Austin under said judgment by deed dated November 24, 1928, recorded in Volume 429, page 630, of the Deed Records of Travis County, Texas, for such consideration as the said Walter E. Seaholm may deem adequate and sufficient.

Upon motion of Councilman Alford, the foregoing resolution was adopted by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

Harry William Ball appealed to the Council for the granting of his application for renewal of taxicab driver's permit, which had been recommended for denial by the Chief of Police et al. It was the sense of the meeting that the application be not granted unless, upon further consideration, the Chief of Police recommends same.

Lloyd Gerald Davis and his attorney, Jesse Bartlett, appealed to the City Council not to revoke the taxicab driver's permit of the said Lloyd Gerald Davis on account of an aggravated assault against Henrietta Riat, passenger, as recommended by the Chief of Police.

After hearing the appeal, it was the sense of the meeting that the taxicab driver's permit of the said Lloyd Gerald Davis be suspended until the next regular meeting of the City Council, at which time consideration will be given to the granting of a 90-day conditional permit, provided the Lightsey Cab Company, the terminal from which appellant operates, will appear and show cause why the permit should not be revoked.

The Council approved the proclamation of the Mayor, proclaiming the period from November 4 to December 7 as the time for the Air Waac Recruiting Drive, and urging the citizens of Austin to participate in same.

The application of the Owl Cafe, 315 East 6th Street, for a wine and beer retailer's permit, recommended for approval by the Acting City Manager et al, was submitted. Councilman Gillis moved that the permit be granted. Motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The application of Julius Sitra, 709 West 26th Street, for a taxicab driver's permit, recommended for approval by the Acting City Manager et al, was submitted. Councilman Alford moved that the permit be granted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The application of Roy Hilbert Johnson, 4813 Avenue H, for a taxicab driver's permit, recommended for approval by the Acting City Manager et al, was submitted. Councilman Alford moved that the permit be granted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The request of Raymond Canion that the Christmas lights be turned on for the holiday season was heard. The matter was deferred to the next regular meeting to ascertain the sentiment of the public regarding same.

Upon motion, seconded and carried, the meeting was recessed at 11:35 A. M., subject to call of the Mayor.

APPROVED

Tom Miller
MAYOR

ATTEST:

Hallie M. Heenan
CITY CLERK